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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael A. Apicella et al.

Title: NON-TOXIC MUTANTS OF PATHOGENIC GRAM-NEGATIVE BACTERIA

Docket No.: 875.001US2

Serial No.: 09/077,572

Filed: October 13, 1998

Due Date: March 17, 2002

Examiner: S. Devi

Group Art Unit: 1645

Commissioner for Patents  
Washington, D.C. 20231#  
32  
Linda  
4/3/02

We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ A Supplemental Information Disclosure Statement (1 pgs.), Form 1449 (1 pg.), and copies of 4 cited references.
- ☒ European Search Report (5 pgs.).

✓ Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)By: [Signature]  
Atty: Ann S. Viksnins  
Reg. No. 37,748

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 26 day of February, 2002.

Alisia G. Dunbar

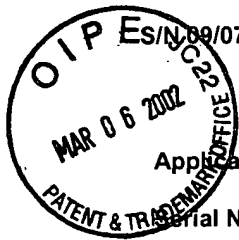
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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
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PATENT

## IN UNITED STATES PATENT AND TRADEMARK OFFICE

# 32

Applicant	Michael A Apicella et al.	Examiner	Devi, S.
Serial No	09/077572	Group Art Unit	1645
Filed	10/13/1998	Docket No	00875.001US2
Title	NON-TOXIC MUTANTS OF PATHOGENIC GRAM-NEGATIVE BACTERIA		

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
AND CERTIFICATION UNDER 1.97(e)(1)**

Commissioner for Patents  
Washington, D.C. 20231

In compliance with the duty imposed by 37 C.F.R § 1.56, and in accordance with 37 C.F.R § 1.97 *et. Seq.*, the enclosed materials are brought to the attention of the Examiner for review in connection with the above-identified patent application. Pursuant to the provision of MPEP 609, Applicants request that a copy of the 1449 form, marked as being considered and initialed by the Examiner, be returned with the next official communication.

The attached references were discovered as a result of a Search Report in a related copending foreign patent application. Enclosed for the Examiner's information is a copy of the documents and *International Search Report*.

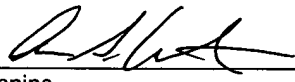
**CERTIFICATION UNDER 37 C.F.R § 1.97(e)(1)**

The undersigned attorney hereby certifies that each item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application not more than three months prior to the filing of this statement.

Applicants respectfully request consideration of these references during prosecution of the above-identified matter. The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully Submitted  
MICHAEL A APICELLA ET AL.  
By their Representative  
**SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A**  
P.O. Box 2938  
Minneapolis  
MN 55402(612-373-6900)

Date : 26 February 2002

By:   
Ann Viksnins  
Reg. No: 37,748

**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelop addressed to: Commissioner for Patents, Washington, D.C. 20231, on 26 day of February 2002

Name: Alisia G. Dunbar

Signature: 